

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, January 3, 1995, the following members were present:

Bob Anderson, Chairman
Bob Rowe, Vice Chairman
Dave Fisher, Commissioner
Nancy McCaffree, Commissioner
Danny Oberg, Commissioner

(1) Commissioner Fisher moved for the nomination of Commissioner McCaffree as Chair of the Public Service Commission. Commissioner McCaffree was elected as Chairperson unanimously.

There being no further business to come before the Commission the meeting was adjourned.

BOB ANDERSON, Chairman

BOB ROWE, Vice Chairman

DAVE FISHER, Commissioner

NANCY McCAFFREE, Commissioner

DANNY OBERG, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, January 3, 1995, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe, Commissioner

(2) Commissioner Oberg moved for the nomination of Kathlene M. Anderson as Commission Secretary. Kathlene M. Anderson was approved as Commission Secretary unanimously.

(3) Commissioner Rowe moved for the nomination of Commissioner Fisher as Vice Chair of the Public Service Commission. Commissioner Fisher was elected as Vice

Chairperson unanimously.

APPEARANCE
Dan Elliott, Administrator
Utility Division

(4) In the matter of TRI/TA - DOCKET N-94-123 - On December 9, 1994, TRI/TA filed for authority to reduce its Maximum Allowable Rates (MARs) as required by Docket No. 88.11.49. Commissioner Rowe moved to approve the filing. Commissioner Fisher seconded the motion, which passed unanimously.

(5) In the matter of USWC - DOCKET N-94-109 - On November 23, 1994, USWC proposed revisions to its tariff covering the application of business and residential rates. Commissioner Fisher moved to approve the revisions to the tariff. Commissioner Rowe seconded the motion, which passed unanimously.

(6) In the matter of AT&T - DOCKET N-94-110 - On November 29, 1994, AT&T filed a petition for a waiver of ARM 38.5.3332(1)(a), which requires telephone companies to provide monthly billing to customers. If granted, AT&T would implement bi-monthly billing for low usage customers. Commissioner Fisher moved to approve the petition for waiver. Commissioner Oberg seconded the motion, which passed unanimously.

(7) In the matter of USWC - DOCKET N-94-121 - On December 8, 1994, USWC filed Tariff Transmittal 94-34 to modify its Coinless Public Telephone Service Tariff to allow inmates of correctional facilities to make non-collect, no-charge local calls to their designated legal counsel or social agency. Commissioner Rowe moved to approve the tariff. Commissioner Fisher seconded the motion, which passed unanimously.

(8) In the matter of USWC - DOCKET N-94-122 - On December 9, 1994, USWC filed Tariff Transmittal 94-35 to introduce a multi-product promotion. Residence customers who subscribe to one or more of the products listed in the promotion during the period of January 9 - February 18, 1995, will not have to pay the products' tariffed non-recurring charges. Commissioner Fisher moved to approve the tariff. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE
Bonnie Lorang
Transportation Division

(9) In the matter of Docket T-94.105.PCN - Johnnie M. Cook dba Lincoln County Medical Transport, Troy, Montana has filed an application for a Montana Intrastate Certificate of Public Convenience and Necessity authorizing the following:

Class B - Nonemergency medical and psychiatric patients to and from

medical appointments
at health care facilities within the following counties: Flathead, Lake,
Lincoln, Missoula, and
Sanders. Limitations: Transportation must originate or terminate in
Lincoln County.

No protests have been received on the docket.

Commissioner Rowe moved to approve the application. Commissioner Anderson
seconded the
motion, which passed unanimously.

(10) In the matter of TN1678 - James A. Jones dba Oilfield Maintenance
Company, Gillette,
Wyoming requests permission to continue the lease of PSC no. 9297 to Kenneth
W. Griffith dba Ken
Griffith Excavating, Baker, Montana for one year, December 28, 1994 to
December 28, 1995.

Class D - Garbage, solid waste, debris between all points and places in
Fallon, Carter
and Wibaux County.

Commissioner Rowe moved to grant the continuation of the lease. Commissioner
Fisher seconded
the motion, which passed unanimously.

(11) In the matter of TN1679 - Larry R. Maurer dba Prairie Water Company,
Great Falls, Montana
requests permission to continue to self insure PSC No. 9236 for a period of
one year, for cargo
purposes only. If approved the term of coverage will be December 20, 1994 to
December 20, 1995.

Class B - Water for construction and industrial use, between all points
and places within
Cascade County.

Commissioner Anderson moved to approve request to self insure PSC No. 9236 for
one year.
Commissioner Rowe seconded the motion, which passed unanimously.

(12) In the matter of T-499 - In the matter of the cancellation of PSC No.
9307, Diane Jeannette
Masciullo dba The People and Package Express, Polson, Montana for failure to
reactivate following
12 consecutive months of suspension. An Order to Show Cause has been issued
with no response.

Class A - Passengers and express between Polson, Montana and Ronan,
Montana
serving all intermediate points. Limitations: Transportation by
limousine service is
prohibited.

Commissioner Rowe moved to cancel PSC No. 9307. Commissioner Fisher seconded
the motion,
which passed unanimously.

(13) In the matter of Docket T-93.175.PCN - Counsel of record for David
O'Neill requests an
extension of time for filing motion for reconsideration until January 23,
1995. Commissioner Fisher
moved to grant the request for an extension until January 23, 1995.
Commissioner Oberg seconded
the motion, which passed. Commissioners McCaffree, Fisher, Oberg and Rowe

voted aye.
Commissioner Anderson dissented.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCaffree, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, January 3, 1995, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe, Commissioner

APPEARANCE

Wayne Budt, Martin Jacobson

(14) In the matter of the Commission's discussion of motor carrier rules, litigation and related changes due to federal preemption; Commissioner Anderson moved to direct staff to draft a Notice of Commission Action concerning treatment of waste water and related materials as regulated commodities. Commissioner Fisher seconded the motion, which passed unanimously.

Commissioner Fisher moved to adopt and approve the Notice of adoption of rules pertaining to motor carriers of property originally published in Issue 21 of the 1994 Montana Administrative Register and amended after public hearing and Commission discussion. Commissioner Anderson seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Kathy Anderson

(15) In the matter of the Commission's discussion of its budget; Commissioner Fisher moved to approve out-of-state travel for Commissioner Anderson as follows:

Washington, D.C. - Winter Meetings /February 24-March 3, 1995
Santa Fe, NM - Current Issues /March 13-March 15, 1995
Denver, CO - NRRI - PUC 2000 / April 4-5, 1995
Vancouver, BC - Regional Electric Power Cooperation / April 20-21, 1995
St. Petersburg, FL - KMB Video Journal Conference / April 26-29, 1995
Madison, WI - NARUC - Renewables Conferences / May 6-11, 1995

Commissioner Rowe seconded the motion, which passed unanimously.

(16) In the matter of the Commission's discussion of its budget; Commissioner Fisher moved to approve out-of-state travel for Commissioner Rowe to attend the NARUC Winter Conference in Washington, D.C. on February 24 - March 3, 1995. Commissioner Oberg seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCaffree, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Thursday, January 5, 1995, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe, Commissioner

APPEARANCE

Robin McHugh, Will Rosquist

(17) In the matter of TECOM and motions related to TECOM's case to change access charge rates
- Docket No. 94.7.25; Commissioner Rowe moved to deny the TECOM motion and direct TECOM to file responses ASAP and authorize staff to develop and approve an amended procedural schedule.
Commissioner Fisher seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCaffree, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Thursday, January 5, 1995, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Bob Anderson, Commissioner

Commissioners Oberg and Rowe did not sit on this case.

APPEARANCE
Martin Jacobson

(18) In the matter of Lone Mountain Spring - Docket No. 92.9.55; Commissioner Fisher moved to approve Final Order No. 5660f on revenues requirements. Commissioner Anderson seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, January 9, 1995, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Danny Oberg, Commissioner

Commissioners Anderson and Rowe were attending NTIA Meetings in Washington, D.C., but left votes with the Commission Secretary.

APPEARANCE

Dan Elliott, Administrator
Utility Division

(19) In the matter of ROCHESTER TELEPHONE CORP- DOCKET 94.12.60 - On December 6, 1994, Rochester Telephone Corp (RTC) filed an application for authority to acquire American Sharecom, Inc. Commissioner Fisher moved to grant Default Order No. 5824. Commissioner Oberg seconded the motion, which passed unanimously. Commissioners Anderson and Rowe voted aye.

(20) In the matter of the TOWN OF COLUMBUS - DOCKET 94.11.53 - On November 17, 1994, the Town of Columbus filed an application for an order authorizing the Applicant to increase water rates to provide revenues to conduct capital improvements to the system. The proposed 26% increase will generate approximately \$43,207 in additional annual revenues. A Notice of Opportunity for Public Hearing was issued December 6, 1994, with requests for hearing due January 5, 1995. No protests or requests for hearing have been received. Commissioner Oberg moved to grant Default Order No. 5825. Commissioner Fisher seconded the motion, which passed unanimously. Commissioners Anderson and Rowe voted aye.

(21) In the matter of the TOWN OF COLUMBUS - DOCKET 94.11.54 - On November 17, 1994, the Town of Columbus filed an application for an order authorizing the Applicant to increase sewer rates to provide revenues to conduct capital improvements to the system and for increased operation and maintenance. The proposed 100% increase will generate approximately \$33,000 in additional annual revenues. A Notice of Opportunity for Public Hearing was issued December 6, 1994, with requests for hearing due January 5, 1995. No protests or requests for hearing have been received. Commissioner Fisher moved to grant Default Order No. 5826. Commissioner Oberg seconded the motion, which passed unanimously. Commissioner Anderson voted aye. Commissioner Rowe left his proxy to Commissioner McCaffree.

(22) In the matter of SPRINT - DOCKET N-94-111 - On November 29, 1994, Sprint filed to reduce its Maximum Allowable Rates (MARs) to reflect the reduction in USWC's access charges ordered by the Commission in Docket No. 94.1.6. Commissioner Oberg moved to approve the reduction of rates. Commissioner Fisher seconded the motion, which passed unanimously. Commissioners Anderson and Rowe voted aye.

APPEARANCE

Bonnie Lorang
Transportation Division

(23) In the matter of TN1681 - Boyne USA, Inc. dba Big Sky of Montana, Big Sky, Montana requests permission to lease PSC No. 7316 to Montana Motor Coach Ltd.,

Bozeman, Montana for
the period January 9, 1995 to April 16, 1995. Class B - Passengers and
baggage 1) between Huntley Lodge (Big Sky Resort) and
Bozeman airport, 2) between Huntley Lodge (Big Sky Resort) and West
Yellowstone
Airport.

Commissioner Fisher moved to approve the lease of PSC 7316 for 3 months.
Commissioner Oberg
seconded the motion, which passed unanimously. Commissioners Anderson and
Rowe voted aye.

(24) In the matter of Docket T-94.106.RI - Intermountain Tariff Bureau, Inc.,
Salt Lake City, Utah
(for and on behalf of its participating carriers) filed increased rates and
charges of 12%, in Household
Goods Tariff ITB 27-A, Mont. PSC No. 13, Item 650, Packing Container Charges.

Protest Date: January 4, 1995 (no protests received)
Effective Date: January 17, 1995

Commissioner Fisher moved to approve the increased rates and charges of 12%.
Commissioner
Oberg seconded the motion, which passed. Commissioners McCaffree, Fisher,
Oberg and Anderson
voted aye. Commissioner Rowe left no vote on this issue.

APPEARANCE
Kathy Anderson

(25) In the matter of the Commission's approval of the minutes from the
following 1994 meetings:
November 7, November 14, November 21, November 28, December 5, December 12,
and December
21. Commissioner Fisher moved to approve the minutes as presented.
Commissioner Oberg
seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was
adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana

held at the Commission's
Offices in Helena, Montana, on Tuesday, January 10, 1995, the following
members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Danny Oberg, Commissioner

Commissioners Anderson and Rowe were attending NTIA Meetings in Washington,
D.C., and did
not leave votes with the Commission Secretary.

APPEARANCE

Dan Elliott, Denise Peterson, Robin McHugh

(26) In the matter of the Commission's discussion of its budget; Commissioner
Oberg moved to
approve out-of-state travel for 1 staff member (Martin Jacobson) to attend the
NARUC / DOE Gas
Conference in Orlando, Florida, February 12-15, 1995 and also for 1 staff
member (Ron Woods) to
attend FERC/DOE Conference in San Francisco, California, January 17-20, 1995.
Commissioner
Fisher seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson, Ron Woods, Robin McHugh

(27) In the matter of Docket No. 94.11.52 - Great Falls Gas Rate Filing and
Montana Consumer
Counsel's motion to deny intervention to the Montana Power Co.; Commissioner
Fisher moved to
grant limited intervention to MPC solely on their basis as a commercial
customer and further direct
MPC to track. Commissioner Oberg seconded the motion, which passed.
Commissioners McCaffree
and Fisher voted aye. Commissioner Oberg dissented. Votes left by
Commissioners Anderson and
Rowe were not recorded on this issue due to a change in the motion format.

APPEARANCE

Mike Lee, Robin McHugh

(28) In the matter of Docket No. 94.3.11 - the Commission's discussion of
Calling Party Pays
Tariff Filing; Commissioner Fisher moved to grant the request of Montana
Consumer Counsel to take
the issue to hearing and direct staff to develop a procedural schedule.
Commissioner Oberg seconded
the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was
adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

DANNY OBERG, Commissioner

ATTEST:

Kathlene M. Anderson

Commission Secretary
(SEAL)At the meeting of the Public Service Commission of the State of Montana
held at the Commission's
Offices in Helena, Montana, on Tuesday, January 10, 1995, the following
members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Danny Oberg, Commissioner

Commissioners Anderson and Rowe were attending NTIA Meetings in Washington,
D.C., and left
votes with the Commission Secretary.

APPEARANCE
Mike Lee

(29) In the matter of Docket N-94-96 - Montana Power Company's Electric
Standby Service
Tariff; Commissioner Fisher moved to approve the standby tariff filing.
Commissioner Oberg
seconded the motion, which passed unanimously. Commissioners Anderson and
Rowe voted aye.

There being no further business to come before the Commission the meeting was
adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Thursday, January 12, 1995, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Danny Oberg, Commissioner
Bob Rowe, Commissioner

Commissioner Anderson was attending NTIA Meetings in Washington, D.C., and did not leave a vote with the Commission Secretary.

APPEARANCE
Dan Elliott, Robin McHugh, Wayne Budt

(30) In the matter of the Commission's discussion of budget and travel; Commissioner Fisher moved to approve out-of-state travel for Commissioner Rowe to attend the Northwest Power Planning Council meeting in Portland, Oregon, February 14, 1995. Commissioner Rowe seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, January 17, 1995, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe, Commissioner

APPEARANCE
Dan Elliott, Administrator
Utility Division

(31) In the matter of ROCHESTER TELEPHONE CORP- DOCKET 94.12.61 - On December 15, 1994, an application was filed for authority to transfer control of WCT Communications and West

Coast Telecommunications, Inc. to Rochester Telephone Corp. Commissioner Rowe moved to grant Default Order No. 5828. Commissioner Fisher seconded the motion, which passed unanimously.

(32) In the matter of USWC - DOCKET N-94-115 - On December 7, 1994, USWC filed to implement two price discounted services. The City Connection Plan is targeted to business and residential customers. The Montana Value Calling Plan is targeted to residential customers. Commissioner Fisher moved to approve the discounted services filing. Commissioner Oberg seconded the motion, which passed unanimously.

APPEARANCE
Bonnie Lorang
Transportation Division

(33) In the matter of TN1682 - Marc W. Johnson, Ronan, Montana requests permission to continue the lease of PSC No. 2870 to Flathead Disposal, Inc., Ronan, Montana for a one year period, January 12, 1995 to January 12, 1996.

Class D - Garbage and refuse, authorized to serve an area whose eastern, western and southern boundaries are defined as the arc on the circumference of a 35 mile radius circle whose center originates at Polson, Montana and whose northern boundary is defined as a cord of the 35 mile radius circle running tangent to a 10 mile radius circle whose center originates at Ronan, Montana. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Commissioner Rowe moved to grant permission to continue the lease of PSC No. 2870 for 1 year. Commissioner Anderson seconded the motion, which passed unanimously.

(34) In the matter of TN1683 - Marc W. Johnson, Ronan, Montana requests permission to lease PSC No. 1448 to Walter Trump, Marc Johnson, Stuart Rubel, Robert McCrea, a Partnership dba Mission Valley Disposal, Ronan, Montana for a one year period, January 17, 1995 to January 17, 1996.

Class D - Ashes, trash, waste, refuse, rubbish, garbage, organic and inorganic matter within the town of Ronan, Montana, and between all points and places within a fifty (50) mile radius thereof. Limitations: Transportation is prohibited within a three and one half mile (3.5 mile) radius of the junction of U.S. Highway 90 and U.S. Highway 93 (approximately 3.5 miles south of Evaro hill), with the EXCEPTION of movements which originate in that area and terminate in Ronan, Montana, or originate in Ronan and terminate in the 3.5 mile radius area.

Commissioner Rowe moved to grant permission to continue the lease of PSC No. 1448 for 1 year. Commissioner Fisher seconded the motion, which passed unanimously.

APPEARANCE
Dave Burchett
Transportation Division

(35) In the matter of Docket No. T-94.92.COM, Dick Irvin, Inc., Shelby, MT;
Commissioner

Anderson moved to postpone the worksession on this matter for 1 week at
staff's recommendation.

Commissioner Fisher seconded the motion, which passed unanimously.

APPEARANCE
Kathy Anderson
Centralized Services

(36) In the matter of the Commission's approval of the January 3, 1995
minutes; Commissioner

Fisher moved to approve the minutes as submitted. Commissioner Rowe seconded
the motion, which
passed unanimously.

There being no further business to come before the Commission the meeting was
adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana
held at the Commission's
Offices in Helena, Montana, on Tuesday, January 17, 1995, the following
members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe, Commissioner

APPEARANCE
Wayne Budt, Dan Elliott, Robin McHugh

(37) In the matter of the Commission's discussion of legislation; Commissioner
Rowe moved to
seek amendments to first reading copy of H.B. 203 (elimination of requirement

that limousine service applicant show public need), Section (6) and have the Commission go on record in support of said legislation. Commissioner Anderson seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCaffree, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Wednesday, January 18, 1995, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Danny Oberg, Commissioner
Bob Rowe, Commissioner

Commissioner Anderson was attending a meeting of the Committee of Regulatory Power in San Francisco, California and left his proxy as noted on the following items.

(38) In the matter of the Commission's discussion of Mountain Water Company and motions related to its general rate case; Commissioner Rowe moved to grant the motion of Mountain Water to continue the hearing and vacate the hearing dates. Commissioner Fisher seconded the motion, which passed unanimously. Commissioner Anderson voted aye via proxy to Commissioner Rowe.

APPEARANCE
Martin Jacobson

(39) In the matter of Docket No. 94.11.52 - Great Falls Gas Co. and motion of Montana Power Company for intervention; Commissioner Fisher moved to reconsider the prior decision denying intervention to MPC. Commissioner Oberg seconded the motion, which passed.

Commissioners

McCaffree, Fisher, Oberg and Rowe voted aye. Commissioner Anderson did not leave a vote on this item.

Commissioner Fisher moved to allow MPC intervention in the Great Falls Gas case. Commissioner Rowe seconded the motion which passed unanimously. Commissioner Anderson voted aye via proxy to Commissioner McCaffree.

APPEARANCE
Robin McHugh

(40) In the matter of Docket No. 94.7.25 - TECOM access filing and motions relating to a stipulation; Commissioner Rowe moved to deny the motion of TECOM & US West to freeze procedural schedule and hold stipulation oral arguments. US West and TECOM are directed to file positions through answers testimony. Commissioner Fisher seconded the motion, which passed unanimously. Commissioner Anderson voted aye via proxy to Commissioner Rowe.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

ATTEST:

DANNY OBERG, Commissioner

Kathlene M. Anderson
Commission Secretary

BOB ROWE, Commissioner

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, January 23, 1995, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe, Commissioner

APPEARANCE
Dan Elliott, Administrator
Utility Division

(41) In the matter of WOODS BAY WATER CO - DOCKET 94.3.14 - On March 17, 1994, Woods Bay Water System filed an Application requesting a water rate increase. A memo concerning this filing along with a draft copy of the order was routed. Commissioner Rowe moved to grant Order No. 5829 as amended. Commissioner Fisher seconded the motion, which passed unanimously.

(42) In the matter of AT&T - DOCKET N-94-127 - On December 20, 1994 AT&T filed Advice 94-28 to introduce a new service called AT&T 500 Personal Service. The filing

also introduces
separate intraLATA and interLATA rate tables for the Company's Megacom,
Uniplan and Optimum
Services although the rates remain the same. Commissioner Fisher moved to
approve the filing.
Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE
Bonnie Lorang
Transportation Division

(43) In the matter of Docket T-94.98.PCN - William E. Weeks, Jr. dba Bubbas
Limo Service, 92
Aberdeen, Glasgow, Montana 59230-2102 has applied for a intrastate Certificate
of Public
Convenience and Necessity. Parties have stipulated to the following grant of
authority:

Class B - Passengers by limousine service between all points and places
within Valley County.
Limitations: Transportation is limited to eight (8) passengers or less.

Commissioner Oberg moved to approve the application. Commissioner Fisher
seconded the motion,
which passed unanimously.

(44) In the matter TN1684 - William P. Emge, Helena, Montana and Maureen
Kloker dba Kids
About Town, Helena, Montana mutually request the termination of the lease of
PSC No. 2103
effective January 23, 1995.

Class B - Persons and personal baggage within the City of Helena and to
or from points
within a radius of 25 miles thereof.

Commissioner Anderson moved to grant the request for termination of lease.
Commissioner Rowe
seconded the motion, which passed unanimously.

(45) In the matter of TN1685 - William P. Emge, Helena, Montana requests the
suspension of PSC
No. 2103, for a period of six months, January 23, 1995 to July 23, 1995.

Class B - Persons and personal baggage within the City of Helena and to
or from points
within a radius of 25 miles thereof.

Commissioner Anderson moved to suspend PSC No. 2103 for 6 months.
Commissioner Rowe
seconded the motion, which passed unanimously.

(46) In the matter of TN1686 - Clark's Tours, Inc., Red Lodge, Montana
requests permission to
continue the lease of PSC No. 3091 to Cody Bus Lines, Inc., Red Lodge, Montana
for a period of
one year, January 2, 1995 to January 2, 1996.

Class B - Persons and baggage, in charter service, between all points and
places in Carbon
County, Montana, on the one hand, and on the other hand all points and
places in the State
of Montana, subject to the following: Limitations: (a) The hiring of
charter service must be
for the entire vehicle and solicitation of individual passengers to
constitute a load is
prohibited; (b) the charter trip must originate or terminate in Carbon

County, Montana; (c)
Charter service except to schools, churches, lodges or community and
service organizations,
is prohibited unless the one way trip is in excess of ten (10) miles.

Class B - Persons and baggage (1) between all points and places in Carbon
County, Montana;

and (2) between all points and places in Carbon County, Montana on the
one hand and on the

other hand all points and places in the State of Montana.

Class B - Passengers and baggage in charter service, (1) between all
points and places

in Big Horn, Carbon, Stillwater, Sweetgrass, and Yellowstone Counties,
and (2) from

any point in Big Horn, Carbon, Stillwater, Sweetgrass, and Yellowstone
Counties to

all points and places within the State of Montana and from all points and
places in the

State of Montana to any point in Big Horn, Carbon, Stillwater,
Sweetgrass, and

Yellowstone Counties. Limitations: (1) Charter transportation
originating or

terminating in Billings, Montana, Laurel, Montana, and points and places
in

Yellowstone County within a fifteen (15) mile radius of Billings,
Montana, and Laurel,

Montana, is prohibited. (2) The following counties are excluded for
origination

(including pickup) of service: Flathead, Lake, Lincoln, Glacier,
Cascade, Toole,

Sanders, Teton, Pondera, Missoula, Lewis & Clark, Silver Bow, Gallatin,
and Ravalli.

Commissioner Rowe moved to grant permission to continue the lease for one
year. Commissioner

Fisher seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was
adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

ATTEST:

BOB ROWE, Commissioner

Kathlene M. Anderson

Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana
held at the Commission's

Offices in Helena, Montana, on Tuesday, January 24, 1995, the following
members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe, Commissioner

APPEARANCE

Robin McHugh, Wayne Budt, Dan Elliott

(47) In the matter of the Commission's discussion of its budget; Commissioner Fisher moved to direct staff to formalize a travel policy which does not require Commission approval for Commissioners to travel within his allocated budget, but retains full Commission approval over staff travel. Commissioner Anderson seconded the motion, which passed. Commissioners McCaffree, Fisher, Anderson and Rowe voted aye. Commissioner Oberg dissented.

APPEARANCE

Martin Jacobson

(48) In the matter of Docket No. 94.8.35 - Great Falls Gas Co.; Commissioner Fisher moved to issue a final order adopting interim orders approving certain rules and waivers on a final basis. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson

(49) In the matter of Docket 94.11.52 - Great Falls Gas Co.; Commissioner Anderson moved to grant the request of GFG for an extended and revised procedural schedule with a March 3, 1995 date for intervenor testimony. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson, Robin McHugh

(50) In the matter of Docket No. 94.11.50 - Montana Power Company and its gas tracking; Commissioner Rowe moved to deny MPC's objection to Paladin's intervention. Commissioner Fisher seconded the motion, which passed. Commissioners McCaffree, Fisher, Anderson and Rowe voted aye. Commissioner Oberg dissented.

APPEARANCE

Mike Sheard, Robin McHugh

(51) In the matter of Docket No. 94.2.5 - Extended Area Service (EAS) - additional issues; Commissioner Rowe moved to accept staff's recommendation to include an additional issue dealing with a) optional local calling area designations in Montana; and b) appropriate level of IntraLATA MTS competition within each LEC's service territory. Commissioner Anderson seconded the motion, which passed unanimously.

APPEARANCE

David Burchett, Wayne Budt

(52) In the matter of the Commission's discussion of audit results of Dick Irvin, Inc., a regulated common carrier - Docket No. T-94.92.COM; Commissioner Rowe moved to accept staff recommendation to send staff to Irvin headquarters for audit confirmation. Motion failed for lack of second. Commissioner Oberg moved to direct staff to meet with Dick Irvin, Inc. to reach

compensation for parties (shippers, owners/operators) who were harmed financially through billing errors which resulted in overcharges and undercharges. Commissioner Fisher seconded the motion, which passed. Commissioners McCaffree, Fisher, Anderson and Oberg voted aye. Commissioner Rowe dissented.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, January 30, 1995, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

APPEARANCE
Dan Elliott, Administrator
Utility Division

(53) In the matter of DONALD KERN VS. USWC - DOCKET 94.10.43 - Following a meeting with staff and USWC, Mr Kern has accepted a settlement offer from USWC. Staff's January 12, 1995 letter to Mr. Kern and his January 18, 1995 letter in response has been circulated. Commissioner Anderson moved to dismiss the complaint and close the docket. Commissioner Oberg seconded the motion, which passed. Commissioners McCaffree, Fisher, Oberg and Anderson voted aye. Commissioner Rowe dissented.

(54) In the matter USWC - DOCKET N-95-1 - On January 12, 1995, USWC filed Tariff Transmittal 95-1 to introduce a business multi-product promotion. The promotion would run from

February 6, 1995 through March 17, 1995 and would waive nonrecurring charges associated with certain ancillary services ordered during the promotion. Commissioner Rowe moved to approve the tariff as filed with USWC providing a summary. Commissioner Fisher seconded the motion, which passed unanimously.

(55) In the matter of BHP&L - DOCKET 95.1.1 - On January 3, 1995, BHP&L filed a Quarterly Fuel Rate Rider application. A Notice of Opportunity for Public Hearing was issued on January 4, 1995. No requests for hearing were received. This application will increase rates by \$16,478 over the base cost of fuel approved in Docket No. 83.4.25. Commissioner Oberg moved to grant Default Order No. 5830. Commissioner Fisher seconded the motion, which passed unanimously.

APPEARANCE
Bonnie Lorang
Transportation Division

(56) In the matter of the application of Harry Ellis dba Customized Services, Bozeman, Montana for a Class D Certificate of Public Convenience and Necessity. Protestant Waste Management Partners of Bozeman, Ltd. has filed a Motion for Reconsideration of Final Order 6352. Staff Recommends waiver of 38-2-4806(5), providing for action within ten days of filing, so that Applicant's counsel may file a reply to the motion. Commissioner Fisher moved to waive 38-2-4806(5). Commissioner Rowe seconded the motion, which passed. Commissioners McCaffree, Fisher, Oberg and Rowe voted aye. Commissioner Anderson dissented.

(57) In the matter of Docket T-94.80.ST - McElroy & Wilken, Inc., Kalispell, Montana filed an application for transfer of PSC 2629 to Keith L. Richmond, Kalispell, Montana.

Class B - Heavy logging machinery, logging equipment, and logging and forest service road building equipment and parts and accessories incidental thereto, between all points and incidental thereto, between all points and places in Flathead, Lake and Sanders Counties.
Limitations: (1) Transportation of commodities in bulk is prohibited; and (2) transportation between points served by rail is prohibited.

Class B - Heavy machinery, equipment and supplies requiring special equipment within Lincoln County, and between Libby, Montana, and Kalispell, Montana, over U.S. Highway 2, with headquarters at Libby, Montana.

The transfer was neither completed nor withdrawn prior to January 1, 1995. Parties have been advised of the federal preemption. The docket may be closed. Commissioner Rowe moved to close the docket due to Federal preemption. Commissioner Fisher seconded the motion, which passed unanimously.

(58) In the matter of Docket No. T-94.99.PCN - Al Leingang, Kalispell, Montana applied for a Certificate to transport passengers in limousine service, Class B, between all

points and places within Flathead, Glacier, Lake, and Lincoln Counties. Applicant requests that the application be withdrawn. Commissioner Rowe moved to allow applicant to withdraw. Commissioner Anderson seconded the motion, which passed unanimously.

(59) In the matter of Docket No. T-94.102.PCN - John E. Rian dba Vehicle Transport, Great Falls, Montana filed an application for a Montana intrastate Certificate of Public Convenience and Necessity to transport new and used vehicles, Class B, between all points and places in the following counties: Blaine, Broadwater, Cascade, Chouteau, Deerlodge, Fergus, Flathead, Gallatin, Glacier, Granite, Hill, Jefferson, Judith Basin, Lake, Lewis & Clark, Liberty, Missoula, Musselshell, Phillips, Pondera, Powell, Silver Bow, Teton, Toole, Yellowstone.

Commissioner Anderson moved to close the docket due to federal preemption. Commissioner Rowe seconded the motion, which passed unanimously.

(60) In the matter of Ronald K. Crafton dba Crafton NorthWest, Billings, Montana has filed an application for transfer of Montana Intrastate Certificate of Public Convenience and Necessity, PSC No. 9332 to Mark L. Foos dba Northwest Passage, Billings, Montana.

Class B - Passengers and their personal belongings between all points and places in the State of Montana. Limitations: (1) Transportation is restricted to that provided by vehicles with a rated seating capacity of eight or less. (2) Transportation must originate or terminate in Yellowstone County. (3) No passenger transportation services shall originate or terminate within Fergus, Judith Basin, Musselshell, Toole, Treasure, Stillwater, Carbon, and Big Horn Counties, with the exception of Fort Smith, Montana and a fifty (50) miles radius thereof. (4) Transportation of utilizing luxury limousines or motor coach (bus) is prohibited. (5) Transportation of railroad personnel is prohibited. (6) Transportation movements which both originate and terminate within Billings, Montana and a fifty (50) miles radius thereof are prohibited. (7) Transportation may not originate within Flathead County.

No protest have been received. Commissioner Fisher moved to approve the transfer as applied for. Commissioner Oberg seconded the motion, which passed unanimously.

(61) In the matter of the Commission's approval of the January 9, 1995 and January 17, 1995 minutes; Commissioner Rowe moved to approve the minutes. Commissioner Fisher seconded the motion, which passed unanimously. There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, January 30, 1995, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

APPEARANCE
Robin McHugh

(62) In the matter of the Commission's discussion of CELP vs Montana Power Company District Court Decision; Commissioner Rowe moved to not appeal the district court decision in CELP vs PSC to a higher court. Commissioner Fisher seconded the motion, which passed unanimously.

APPEARANCE
Robin McHugh, Ron Woods, Dan Elliott

(63) In the matter of the Commission's discussion of membership in the Western Regional Transmission Association; Commissioner Rowe moved to approve the Montana PSC becoming a non-voting member of the Western Regional Transmission Association. Commissioner Anderson seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)